

Senate Study Bill 1203 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON EDUCATION BILL BY
CHAIRPERSON QUIRMBACH)

A BILL FOR

1 An Act relating to workforce training programs and making
2 appropriations.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

FY 2013-2014 WORKFORCE TRAINING PROGRAM APPROPRIATIONS

Section 1. DEPARTMENT OF EDUCATION. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMUNITY COLLEGES.

a. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40, subsection 1: \$ 3,000,000

b. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A: \$ 15,500,000

c. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2, subsection 2: \$ 5,000,000

d. For distribution to community colleges for the purposes of administering, providing test materials, scoring of examinations, and issuance of high school equivalency diplomas under chapter 259A; administering adult basic education programs; and implementing an adult literacy for the workforce in Iowa program administered by the department of education: \$ 7,350,000

(1) Of the moneys appropriated in this paragraph "d", the department of education shall distribute \$2,000,000 for adult basic education programs for students requiring instruction in English as a second language.

(2) The moneys appropriated in this paragraph "d" shall be allocated to community colleges pursuant to the distribution formula used as of July 1, 2014, for the allocation of general state financial aid to merged areas as defined in section 260C.2.

1 2. ADULT LITERACY FOR THE WORKFORCE IN IOWA PROGRAM.

2 For implementation of an adult literacy for the workforce in
3 Iowa program and related leadership activities:

4 \$ 150,000

5 Sec. 2. WORKFORCE DEVELOPMENT FUND. There is appropriated
6 from the workforce development fund account established in
7 section 15.342A to the workforce development fund created in
8 section 15.343 for the fiscal year beginning July 1, 2013, and
9 ending June 30, 2014, the following amount, for purposes of the
10 workforce development fund:

11 \$ 6,000,000

12 DIVISION II

13 WORKFORCE TRAINING PROGRAMS

14 Sec. 3. Section 15.342A, Code 2013, is amended to read as
15 follows:

16 **15.342A Workforce development fund account.**

17 A workforce development fund account is established in the
18 office of the treasurer of state under the control of the
19 authority. The account shall receive funds pursuant to section
20 422.16A up to a maximum of ~~four~~ six million dollars per year.
21 The account shall also receive funds pursuant to section 15.251
22 with no dollar limitation.

23 Sec. 4. Section 15.343, subsection 2, paragraphs a and d,
24 Code 2013, are amended by striking the paragraphs.

25 Sec. 5. Section 15.343, subsection 3, paragraph a, Code
26 2013, is amended to read as follows:

27 a. ~~Three~~ Five million dollars shall be used for purposes
28 provided in section 260F.6.

29 Sec. 6. Section 256.40, Code 2013, is amended to read as
30 follows:

31 **256.40 Statewide work-based learning intermediary network —
32 fund — steering committee — regional networks.**

33 1. A statewide work-based learning intermediary network
34 program is established in the department and shall be
35 administered by the department. A separate, statewide

1 work-based learning intermediary network fund is created in the
2 state treasury under the control of the department. The fund
3 shall consist of all moneys deposited in the fund, including
4 any moneys appropriated by the general assembly and any other
5 moneys available to and obtained or accepted by the department
6 from federal or private sources for purposes of the program.
7 Notwithstanding section 8.33, moneys in the fund at the end
8 of a fiscal year shall not revert to the general fund of the
9 state. Notwithstanding section 12C.7, subsection 2, interest
10 or earnings on moneys in the fund shall be credited to the
11 fund.

12 2. The purpose of the program shall be to ~~build a seamless~~
13 ~~career, future workforce, and economic development system in~~
14 ~~Iowa to accomplish all of the following~~ prepare students for
15 the workforce by connecting business and the education system
16 and offering relevant, work-based learning activities to
17 students and teachers. The program shall:

18 a. Better prepare students to make informed postsecondary
19 education and career decisions.

20 b. Provide communication and coordination in order to build
21 and sustain relationships between employers and local youth,
22 the education system, and the community at large.

23 c. Connect students to local career opportunities, creating
24 economic capital for the region using a skilled and available
25 workforce.

26 ~~d. Facilitate the sharing of best practices statewide by~~
27 ~~business and education leaders.~~

28 e. d. Provide a one-stop contact point for information
29 useful to both educators and employers, including ~~a state-level~~
30 ~~clearinghouse for~~ information on internships, job shadowing
31 experiences, and other workplace learning opportunities
32 for students that are linked to the state's economic goals
33 students, particularly related to science, technology,
34 engineering, or mathematics occupations or targeted industries
35 as defined in section 15.102.

1 ~~f. Implement services for all students, staff, and districts~~
2 ~~within the region and integrate workplace skills into the~~
3 ~~curriculum.~~

4 e. Integrate services provided through the program with
5 other career exploration-related activities such as the
6 student core curriculum plan and the career information and
7 decision-making system developed and administered under section
8 279.61, where appropriate.

9 f. Facilitate the attainment of portable credentials of
10 value to employers such as the national career readiness
11 certificate, where appropriate.

12 g. Develop work-based capacity with employers.

13 ~~h. Improve the skills of Iowa's future workforce.~~

14 ~~i.~~ h. Provide core services, which may include student job
15 shadowing, student internships, and teacher or student tours.

16 3. The department shall establish and facilitate a steering
17 committee comprised of representatives from the department of
18 workforce development, the economic development authority,
19 the community colleges, the institutions under the control of
20 the state board of regents, accredited private institutions,
21 area education agencies, school districts, and the workplace
22 learning connection. The steering committee shall be
23 responsible for the development and implementation of the
24 statewide work-based learning intermediary network.

25 4. The steering committee shall develop a design for a
26 statewide network comprised of fifteen regional work-based
27 learning intermediary networks. The design shall include
28 network specifications, strategic functions, and desired
29 outcomes. The steering committee shall recommend program
30 parameters and reporting requirements to the department.

31 5. Each regional network shall establish an advisory
32 council to ~~develop and implement~~ provide advice and assistance
33 to the regional network. The advisory council shall include
34 representatives of business and industry and shall meet at
35 least annually.

1 6. Each regional network or consortium of networks shall
2 annually submit a work-based learning plan to the department.
3 Each plan shall include provisions to provide core services
4 referred to in subsection 2, paragraph "h", to all school
5 districts within the region and for the integration of job
6 shadowing and other work-based learning activities into
7 secondary career and technical education programs.

8 ~~6.~~ 7. a. Funds Moneys deposited in the statewide
9 work-based learning intermediary network fund created in
10 subsection 1 shall be distributed annually to each region
11 for the implementation of the statewide work-based learning
12 intermediary network ~~based upon the distribution of the~~
13 ~~kindergarten through grade twelve student enrollments in each~~
14 ~~region. The amount shall not exceed three dollars per student~~
15 upon approval by the department of the region's work-based
16 learning plan submitted pursuant to subsection 6.

17 b. If the balance in the statewide work-based learning
18 intermediary network fund on July 1 of a fiscal year is one
19 million dollars or less, the department shall distribute
20 moneys in the fund to regions or consortium of regions on a
21 competitive basis. If the balance in the statewide work-based
22 learning intermediary network fund on July 1 of a fiscal year
23 is greater than one million dollars, the department shall
24 distribute one hundred thousand dollars to each region and
25 distribute the remaining moneys pursuant to the distribution
26 formula used as of July 1, 2014, for the allocation of general
27 state financial aid to merged areas as defined in section
28 260C.2.

29 ~~7.~~ 8. The department shall provide oversight of the
30 statewide work-based learning intermediary network ~~and shall~~
31 ~~annually evaluate the statewide and regional network progress~~
32 ~~toward the outcomes identified by the steering committee~~
33 pursuant to subsection 4. The department shall require each
34 region to submit an annual report on its ongoing implementation
35 of the statewide work-based learning intermediary network

1 program to the department.

2 ~~8.~~ 9. Each regional network shall match the ~~funds~~ moneys
3 received pursuant to subsection ~~6~~ 7 with financial resources
4 equal to at least twenty-five percent of the amount of
5 the ~~funds~~ moneys received pursuant to subsection ~~6~~ 7. The
6 financial resources used to provide the match may include
7 private donations, in-kind contributions, or public ~~funds~~
8 moneys other than the ~~funds~~ moneys received pursuant to
9 subsection ~~6~~ 7.

10 10. The state board of education shall adopt rules under
11 chapter 17A for the administration of this section.

12 Sec. 7. Section 260C.18A, subsection 2, paragraph e, Code
13 2013, is amended by striking the paragraph.

14 Sec. 8. Section 260F.6, subsection 2, Code 2013, is amended
15 to read as follows:

16 2. To provide funds for the present payment of the costs
17 of a training program by the business, the community college
18 may provide to the business an advance of the moneys to be used
19 to pay for the program costs as provided in the agreement.
20 To receive the funds for this advance from the job training
21 fund established in subsection 1, the community college shall
22 submit an application to the economic development authority.
23 The amount of the advance shall not exceed ~~twenty-five~~ fifty
24 thousand dollars for any business site, or ~~fifty~~ one hundred
25 thousand dollars within a three-fiscal-year period for any
26 business site. If the project involves a consortium of
27 businesses, the maximum award per project shall not exceed
28 fifty one hundred thousand dollars. Participation in a
29 consortium does not affect a business site's eligibility for
30 individual project assistance. Prior to approval a business
31 shall agree to match program amounts in accordance with
32 criteria established by the authority.

33 Sec. 9. Section 260H.2, Code 2013, is amended to read as
34 follows:

35 **260H.2 Pathways for academic career and employment program**

1 — fund.

2 1. A pathways for academic career and employment program
3 is established to provide funding to community colleges for
4 the development of projects in coordination with the economic
5 development authority, the department of education, the
6 department of workforce development, regional advisory boards
7 established pursuant to section 84A.4, and community partners
8 to implement a simplified, streamlined, and comprehensive
9 process, along with customized support services, to enable
10 eligible participants to acquire effective academic and
11 employment training to secure gainful, quality, in-state
12 employment.

13 2. a. A pathways for academic career and employment fund
14 is created for the community colleges in the state treasury to
15 be administered by the department of education. The moneys
16 in the pathways for academic career and employment fund are
17 appropriated to the department of education for the pathways
18 for academic career and employment program.

19 b. The aggregate total of grants awarded from the pathways
20 for academic career and employment fund during a fiscal year
21 shall not be more than five million dollars.

22 c. Moneys in the fund shall be allocated pursuant to the
23 formula established in section 260C.18C. Notwithstanding
24 section 8.33, moneys in the fund at the close of the fiscal
25 year shall not revert to the general fund of the state but
26 shall remain available for expenditure for the purpose
27 designated for subsequent fiscal years. Notwithstanding
28 section 12C.7, subsection 2, interest or earnings on moneys in
29 the fund shall be credited to the fund.

30 Sec. 10. Section 260H.3, subsection 1, paragraph b, Code
31 2013, is amended to read as follows:

32 b. Persons earning incomes at or below two hundred fifty
33 percent of the federal poverty level as defined by the most
34 recently revised poverty income guidelines published by the
35 United States department of health and human services.

1 Sec. 11. Section 260H.4, subsection 2, paragraph b, Code
2 2013, is amended by adding the following new subparagraph:
3 NEW SUBPARAGRAPH. (5) Any other industry designated as
4 in-demand by a regional advisory board established pursuant to
5 section 84A.4.

6 Sec. 12. Section 260H.4, subsection 2, paragraph c, Code
7 2013, is amended by striking the paragraph.

8 Sec. 13. NEW SECTION. **260H.7A Pathway navigators.**

9 1. A community college may use moneys for the pathways
10 for academic career and employment program to employ pathway
11 navigators to assist students applying for or enrolled in
12 eligible pathways for academic career and employment projects.

13 2. Pathway navigators shall provide services and support
14 to aid students in selecting pathways for academic career and
15 employment projects that will result in gainful, quality,
16 in-state employment and to ensuring students are successful
17 once enrolled in pathways for academic career and employment
18 projects. Services the pathway navigators may provide include
19 but are not limited to the following:

20 *a.* Interviewing and selecting students for enrollment in
21 pathways for academic career and employment projects.

22 *b.* Assessing students' skills, interests, and previous
23 academic and work experience for purposes of placement in
24 pathways for academic career and employment projects.

25 *c.* Working with students to develop academic and career
26 plans and to adjust such plans as needed.

27 *d.* Assisting students in applying for and receiving
28 resources for financial aid and other forms of tuition
29 assistance.

30 *e.* Assisting students with the admissions process, remedial
31 education, academic credit transfer, meeting assessment
32 requirements, course registration, and other procedures
33 necessary for successful completion of pathways for academic
34 career and employment projects.

35 *f.* Assisting in identifying and resolving obstacles to

1 students' successful completion of pathways for academic career
2 and employment projects.

3 *g.* Connecting students with useful college resources
4 or outside support services such as access to child care,
5 transportation, and tutorial assistance, as needed.

6 *h.* Maintaining ongoing contact with students enrolled
7 in pathways for academic career and employment projects and
8 ensuring students are making satisfactory progress toward the
9 successful completion of projects.

10 *i.* Providing support to students transitioning from remedial
11 education, short-term training, and classroom experience to
12 employment.

13 *j.* Coordinating activities with community-based
14 organizations that serve as key recruiters for pathways for
15 academic career and employment projects and assisting students
16 throughout the recruitment process.

17 *k.* Coordinating adult basic education services.

18 Sec. 14. NEW SECTION. **260H.7B Regional industry sector**
19 **partnerships.**

20 1. A community college may use moneys for the pathways for
21 academic career and employment program to provide staff and
22 support for the development and implementation of regional
23 industry sector partnerships within the region served by the
24 community college.

25 2. Regional, industry sector partnerships may include but
26 are not limited to the following activities:

27 *a.* Bringing together representatives from industry sectors,
28 government, education, local workforce boards, community-based
29 organizations, labor, economic development organizations,
30 and other stakeholders within the regional labor market to
31 determine how pathways for academic career and employment
32 projects should address workforce skills gaps, occupational
33 shortages, and wage gaps.

34 *b.* Integrating pathways for academic career and employment
35 projects and other existing supply-side strategies with

1 workforce needs within the region served by the community
2 college.

3 c. Developing pathways for academic career and employment
4 projects that focus on the workforce skills, from entry level
5 to advanced, required by industry sectors within the region
6 served by the community college.

7 Sec. 15. Section 260I.4, subsection 6, Code 2013, is amended
8 to read as follows:

9 6. Eligibility for tuition assistance under this chapter
10 shall be limited to persons earning incomes at or below
11 two hundred fifty percent of the federal poverty level as
12 defined by the most recently revised poverty income guidelines
13 published by the United States department of health and human
14 services.

15 Sec. 16. Section 260I.5, Code 2013, is amended by adding the
16 following new subsection:

17 NEW SUBSECTION. 5. Costs of providing direct staff
18 support services including but not limited to marketing,
19 outreach, application, interview, and assessment processes.
20 Eligible costs for this purpose shall be limited to twenty
21 percent of any allocation of moneys to the two smallest
22 community colleges, ten percent of any allocation of moneys
23 to the two largest community colleges, and fifteen percent of
24 any allocation of moneys to the remaining eleven community
25 colleges. Community college size shall be determined based on
26 the most recent three-year rolling average full-time equivalent
27 enrollment.

28 Sec. 17. Section 422.16A, Code 2013, is amended to read as
29 follows:

30 **422.16A Job training withholding — certification and**
31 **transfer.**

32 Upon the completion by a business of its repayment
33 obligation for a training project funded under chapter
34 260E, including a job training project funded under section
35 15A.8 or repaid in whole or in part by the supplemental new

1 jobs credit from withholding under section 15A.7 or section
2 15E.197, the sponsoring community college shall report to
3 the economic development authority the amount of withholding
4 paid by the business to the community college during the
5 final twelve months of withholding payments. The economic
6 development authority shall notify the department of revenue
7 of that amount. The department shall credit to the workforce
8 development fund account established in section 15.342A
9 twenty-five percent of that amount each quarter for a period
10 of ten years. If the amount of withholding from the business
11 or employer is insufficient, the department shall prorate the
12 quarterly amount credited to the workforce development fund
13 account. The maximum amount from all employers which shall be
14 transferred to the workforce development fund account in any
15 year is ~~four~~ six million dollars.

16

EXPLANATION

17 This bill relates to workforce training programs, including
18 making appropriations for workforce training programs for
19 fiscal year 2013-2014. The bill is organized into divisions.

20 FY 2013-2014 WORKFORCE TRAINING APPROPRIATIONS. The bill
21 appropriates moneys from the general fund of the state to the
22 department of education for deposit in the statewide work-based
23 learning intermediary network fund established pursuant to Code
24 section 256.40.

25 The bill appropriates moneys from the general fund of
26 the state to the department of education for deposit in the
27 workforce training and economic development funds created
28 pursuant to Code section 260C.18A.

29 The bill appropriates moneys from the general fund of
30 the state to the department of education for deposit in the
31 pathways for academic career and employment fund established
32 pursuant to Code section 260H.2.

33 The bill appropriates moneys from the general fund of
34 the state to the department of education for distribution
35 to community colleges for the purposes of administering,

1 providing test materials, scoring of examinations, and
2 issuance of high school equivalency diplomas under Code
3 chapter 259A; administering adult basic education programs;
4 and implementing an adult literacy for the workforce in Iowa
5 program administered by the department of education. The bill
6 requires the department of education to distribute a portion
7 of such moneys for adult basic education programs for students
8 requiring instruction in English as a second language. The
9 department is required to allocate the moneys pursuant to
10 the distribution formula used as of July 1, 2014, for the
11 allocation of general state financial aid to merged areas, as
12 defined in Code section 260C.2.

13 The bill appropriates moneys from the general fund of the
14 state to the department of education for implementation of an
15 adult literacy for the workforce in Iowa program and related
16 leadership activities.

17 The bill appropriates moneys from the workforce development
18 fund account established pursuant to Code section 15.342A to
19 the workforce development fund created pursuant to Code section
20 15.343.

21 **WORKFORCE TRAINING PROGRAMS.** The bill increases the maximum
22 amount that can be transferred to the workforce development
23 fund account established pursuant to Code section 15.342A
24 for job training withholding moneys pursuant to Code section
25 422.16A relating to certain job training programs. The bill
26 provides that additional moneys in the workforce development
27 fund can be used for the purposes of job training under Code
28 chapter 260F. The bill makes changes relating to the purposes
29 for which moneys in the workforce development fund can be used.
30 The bill also increases the amount that a community college can
31 advance to a business or consortium of businesses to cover the
32 cost of job training under Code chapter 260F.

33 The bill makes various changes to the statewide work-based
34 learning intermediary network program under Code section
35 256.40, including modifying the purposes of the program and

1 the duties of the steering committee, regional networks, and
2 regional advisory councils for the program; establishing
3 requirements for the distribution of funds in the statewide
4 work-based learning intermediary network fund; establishing
5 annual planning and reporting requirements; and establishing
6 rulemaking authority for the program.

7 The bill makes various changes to the pathways for academic
8 career and employment program under Code chapter 260H. The
9 bill establishes a pathways for academic career and employment
10 fund in the state treasury for the community colleges to be
11 administered by the department of education. Moneys in the
12 fund shall be allocated pursuant to the formula established
13 in Code section 260C.18C. The bill makes changes relating
14 to eligibility criteria for the program. The bill provides
15 that funds for the program can be used by community colleges
16 to employ pathway navigators to provide various services to
17 aid students in selecting pathways for academic career and
18 employment projects that will result in gainful, quality,
19 in-state employment and to ensure students are successful once
20 enrolled in such projects. The bill provides that funds for
21 the program can be used by community colleges to establish
22 regional industry sector partnerships. Partnerships may
23 include various activities to further the ability of pathways
24 for academic career and employment projects to meet the
25 workforce needs of industry sectors within the region served
26 by a community college.

27 The bill makes changes to the gap tuition assistance program
28 under Code chapter 260I. The bill modifies eligibility
29 criteria for the program and costs eligible for coverage by
30 tuition assistance under the program.